

ANNEX B TO DIRECTOR OF CENTRAL INTELLIGENCE DIRECTIVE 1/14

APPEALS PROCEDURES

1. Purpose. To establish uniform procedures for those individuals who have been denied access to Sensitive Compartmented Information (SCI) and who desire to appeal determinations of ineligibility.
2. Policy. It is the policy of the Director of Central Intelligence that any individual who has been denied access to SCI based on the Personnel Security Standards set forth in paragraph 5, DCID 1/14, shall be afforded an opportunity to appeal such denial. This policy shall not be construed to require any agency or department to reveal more information than would be released under the Privacy Act of 1974.
3. Applicability. Provisions of this Annex shall apply to uniformed members of the Military Departments or civilian employees, consultants or contractors of all Federal agencies.
4. SCI Access Determination Authority. Adjudications for access to SCI shall be made by a Determination Authority designated by the Senior Intelligence Officer (SIO) of each Department or Agency. Findings of ineligibility shall be based on:
 - a. Failure to meet minimum investigative requirements set forth in paragraph 11, DCID 1/14.
 - b. Adjudicative conclusion that standards set forth in paragraph 5, DCID 1/14, have not been satisfied.
5. Requirements. Each SIO will establish procedures to ensure that:
 - a. Any individual who has been found ineligible for access to SCI shall be notified that he/she does not meet the Personnel Security Standards set forth in paragraph 5, DCID 1/14, if any inquiry is made.
 - b. Each individual deemed ineligible for SCI access shall, upon inquiry, be advised of procedures whereby he/she can ascertain the basis for the denial of access. In all cases, the agency or department will protect the right to privacy and the confidentiality of sources.
 - c. Each individual will be afforded a reasonable opportunity to offer mitigating, explanatory or refuting information in his/her behalf. Such information will be provided to the Determination Authority.

6. Review Authority. The SIO or his deisgnee will personally review any case wherein the individual has submitted additional information which is specific and relevant to a determination of ineligibility. In such cases, the decision of the SIO or his designee shall be final.